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Separate paging is given to this Part in order that it may be filed
as a separate compilation

NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 5th May, 1964 :—

Issue No.	No. and Date	Issued by	Subject
80	G.S.R. 708, dated 1st May, 1964.	Ministry of Food and Agriculture.	The Rice (Punjab) Price Control (Third Amendment) Order, 1964.
	G.S.R. 709, dated 1st May, 1964.	Do.	The Rice (Madhya Pradesh) Price Control (Fourth Amendment Order, 1964.
81	G.S.R. 710, dated 1st May, 1964.	Ministry of Home Affairs	The Defence of India (Eighth Amendment) Rules, 1964.
82	G.S.R. 711, dated 1st May, 1964.	Ministry of Finance	Exempting Coir Products exported from India from certain duty of customs.
83	G.S.R. 738, dated 5th May, 1964.	Ministry of Food and Agriculture	The Andhra Pradesh Paddy (Movement Control) Second Amendment Order, 1964.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (i)

General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF EXTERNAL AFFAIRS

New Delhi, the 6th May 1964

G.S.R. 739.—In exercise of the powers conferred by the proviso to article 309 of the Constitution and all other powers enabling him in this behalf, the President hereby makes the following rules, namely :—

CHAPTER I

GENERAL

1. Short title and commencement.—(1) These rules may be called the Indian Foreign Service. Branch 'B' (Recruitment, Cadre, Seniority and Promotion, Rules, 1964.

(2) They shall come into force on the first day of June, 1964.

2. Definitions.—In these rules, unless the context otherwise requires,—

- (a) "appointed day" means the date on which these rules shall come into force;
- (b) "approved service" in relation to any Grade means the period or periods of service in that Grade, rendered after selection, according to prescribed procedure, for a long term appointment to that Grade and includes any period or periods—
 - (i) taken into account for purposes of seniority in the case of those appointed at the initial constitution of the Service;
 - (ii) during which an officer would have held a duty post in that Grade but for being on leave or otherwise not being available for holding such posts;
- (c) "cadre" means the group of posts in the Grades of the service specified in rule 3 and also includes temporary additions to the strength of the service;
- (d) "cadre officer" in relation to any Grade means a member of the service of that Grade and includes a temporary officer approved for long term appointment to that Grade;
- (e) "Commission" means the Union Public Service Commission;
- (f) "controlling authority" means the Government of India in the Ministry of External Affairs;
- (g) "direct recruit" means a person recruited on the basis of a competitive examination, other than a departmental competitive examination, held by the Commission;
- (h) "duty post" in relation to any Grade means a permanent or temporary post of that Grade in the cadre;
- (i) "Government" means the Government of India except as otherwise specified in these rules;
- (j) "Grade" means any of the Grades specified in rule 3;
- (k) "initial constitution" means the constitution of the service as on the first day of August, 1956, recruitment rules for which had been prescribed separately;

- (l) "long term appointment" means appointment for an indefinite period as distinguished from a purely temporary or *ad-hoc* appointment, like appointment against a leave or other local vacancy of a specified duration;
- (m) "permanent officer" in relation to any Grade means a person who has been substantively appointed to a substantive vacancy in that Grade;
- (n) "probationer" means a direct recruit appointed to a Grade on probation in or against a substantive vacancy;
- (o) "Select List" in relation to a Grade means a select list prepared in accordance with the regulations made under the relevant recruitment rules for that Grade;
- (p) "Service" means the Indian Foreign Service, Branch 'B';
- (q) "temporary officer" in relation to any Grade means a person holding a temporary or officiating appointment in that Grade on the basis of his being regularly approved for such appointment.

3 Composition of the Service.—(1) There shall be the following Grades in the Indian Foreign Service, Branch 'B', and they shall be classified as follows:—

Grade	Designation	Classification	Character
GENERAL CADRE			
Grade I	Under Secretaries at Headquarters, First and Second Secretaries in Missions or Posts abroad.	Class I (Gazetted)	Non-Ministerial
Integrated Grades II and III.	Attaches and Section Officers at Headquarters, Vice Consuls and Registrars in Missions or Posts abroad.	Class II (Gazetted)	Ministerial
Grade IV	Assistants at Headquarters and in Missions or Posts abroad.	Class II (Non-gazetted)	Ministerial
Grade V	Upper Division Clerks at Headquarters and in Missions or Posts abroad.	Class III (Non-gazetted)	Ministerial
Grade VI	Lower Division Clerks at Headquarters and in Missions or Posts abroad.	Class III (Non-gazetted)	Ministerial
STENOGRAPHERS' SUB-CADRE			
Grade I	Personal Secretaries at Headquarters and in Missions or Posts abroad.	Class II (Gazetted)	Ministerial
Grade II	Stenographers at Headquarters and Personal Assistants in Missions or Posts abroad.	Class II (Non-gazetted)	Ministerial
CYPHER SUB-CADRE			
Grade I	Cypher Superintendents at Headquarters and in Missions or Posts abroad.	Class II (Gazetted)	Ministerial
Grade II	Cypher Assistants at Headquarters and Missions or Posts abroad.	Class II (Non-gazetted)	Ministerial

NOTE:—In future, there will be no recruitment to Grade I of the Cypher Sub-Cadre.

(2) Notwithstanding anything contained in sub-rule (1), persons who were members of the former Grade II of the General Cadre of the Service and who elected Class I status in the Integrated Grades II and III of the General Cadre of the Service constituted with effect from the first day of July 1959, shall continue to retain their existing Class I status.

4. Authorised permanent strength and temporary strength of the Service.—

(1) The authorised permanent strength of the various Grades of the Service on the appointed day shall be as specified in the Schedule.

(2) After the appointed day, the authorised permanent strength of the various Grades shall be such as may, from time to time, be determined by the Government.

(3) The Controlling authority may make temporary additions to the cadre as it may deem necessary from time to time.

5. Departmental Promotion Committees and Establishment Boards.—The composition and functions of the Departmental Promotion Committees and Establishment Boards for purposes of confirmation, promotion etc. shall be such as is set out in regulations made by the Controlling authority, in consultation with the Commission, wherever necessary.

CHAPTER II

APPOINTMENTS AND PROMOTIONS TO CADRE POSTS

6. Power to hold duty posts in abeyance or to declare them ex-cadre.—(1) The Controlling authority may hold in abeyance any permanent or temporary cadre post.

(2) Any duty post in a Grade may be declared by the Controlling authority to be excluded from the cadre:—

(i) if such a post is required, for the time being, to be filled by the appointment of persons possessing special or technical qualifications or experience, or

(ii) if it is necessary, for the time being, to fill such a post by a person other than a cadre officer of the appropriate Grade, and on such a declaration being made, the post shall remain excluded from the cadre so long as the said declaration remains in force.

7. Power to post against equivalent post.—The Controlling authority may post a Cypher Assistant of the Cypher Sub-Cadre against a post in Grade IV of the General Cadre if it is satisfied that it is in the public interest to do so.

8. Deputation of members of the Service.—The Government may, at any time, depute a member of the Service to a post, equivalent to or higher than that held by him in the Service, in any other Central Service or in an International organisation or under a foreign employer. A member of the Service so deputed shall be shown against a post in the deputation reserve:

Provided that the period of deputation shall not exceed three years in the first instance although the Government may extend the same by further periods not exceeding three years at a time.

9. Posting of Cadre officers.—Every cadre officer shall, unless he is on leave or otherwise not available for holding a duty post, be posted against a duty post of the appropriate Grade in the cadre.

10. Duty posts to be held by cadre officers.—Every duty post in a cadre shall, unless declared to be excluded from the cadre or held in abeyance for any reason under rule 6, be held by a cadre officer of the appropriate Grade.

11. Substantive appointments in the Service.—All substantive appointments in the Service shall be made to the appropriate Grade of the Service and not against any specific duty post in that Grade.

12. Recruitment to Grade I of the General Cadre.—(1) Vacancies in Grade I of the General Cadre shall be filled by promotion of permanent employees of Integrated Grades II and III of the General Cadre included in the Select List:

Provided that for promotion of Cypher Superintendents, a quota of vacancies in Grade I of the General Cadre shall be fixed from time to time by the Controlling authority in consultation with the Commission:

Provided further that no person shall be eligible for promotion to Grade I of the General Cadre unless he has rendered at least five years of approved service in his Grade:

Provided further that the minimum period of five years referred to in the preceding proviso, shall be reviewed by the Controlling authority from time to time and shall be progressively increased to ten years in consultation with the Commission and the first such review shall be made not later than the 31st December, 1967, and thereafter the position shall be reviewed after every two years until the minimum period is increased to ten years:

Provided further that if any person appointed to the Integrated Grades II and III before the appointed day is considered for promotion to Grade I of the General Cadre in accordance with the provisions of this sub-rule, all persons senior to him in that Grade shall also be considered, notwithstanding that they may not have rendered five years of approved service in that Grade.

(2) The Controlling authority, in consultation with the Commission,—

(i) shall prepare a Select List for Grade I of the General Cadre on the basis of merit from among officers eligible for promotion under sub-rule (1); and

(ii) may revise such Select Lists from time to time.

(3) The Select List shall be prepared and revised in accordance with regulations made in this behalf by the Controlling authority in consultation with the Commission.

13. Recruitment to posts in the Integrated Grades II and III of the General Cadre.—(1) For a period of five years from the appointed day, 25 per cent of the vacancies in the Integrated Grades II and III of the General Cadre and thereafter 33 1/3 per cent of the vacancies in that Grade shall be filled by direct recruitment on the results of an open competitive examination held by the Commission for the purpose from time to time; and the remaining vacancies shall be filled by the appointment on promotion of persons included in the Select List for this Grade in the order of seniority in the Select List except when, for reasons to be recorded in writing, a person is not considered fit for such appointment in his turn.

(2) The Select List referred to in sub-rule (1) shall be prepared in the following manner:—

(i) 25 per cent of the quota for inclusion in the Select List shall consist of persons to be promoted on the basis of a limited competitive examination to be held by the Commission for this purpose.

(ii) Subject to the provision of sub-rule (4), the rest of the promotion quota for inclusion in the Select List shall consist of persons to be promoted on the basis of selection on merit from amongst officers of Grade IV of the General Cadre and Cypher Assistants of the Cypher Sub-Cadre, who have rendered not less than eight years of approved service in any of the Grades. The period of eight years' service specified for promotion may be relaxed, in special circumstances, by the Controlling authority in consultation with the Commission:

Provided that if any person appointed to such a Grade before the appointed day is considered for promotion to the Integrated Grades II and III of the General Cadre in accordance with the provisions of this sub-rule, all persons senior to him in that Grade shall also be considered, notwithstanding that they may not have rendered eight years of approved service in that Grade.

(3) The Controlling authority shall, from time to time, lay down the ratio in which the available vacancies in the Integrated Grades II and III of the General Cadre shall be filled from Grade IV of the General Cadre and Cypher Assistants of the Cypher Sub-Cadre. This ratio shall be fixed, as far as possible, on the basis of the relative strength of the respective cadre posts.

Illustration.—If the strength of Grade IV of the General Cadre is 720 and that of the Cypher Assistants of the Cypher Sub-Cadre 120, the ratio for promotion shall be 6 : 1.

(4) Substantive Grade I officers of the Stenographers' Sub-Cadre, who have rendered 5 years' service in that Grade, will also be eligible for appointment to the Integrated Grades II and III of the General Cadre. For this purpose, a specified number of vacancies shall be reserved for them out of those referred to in clause (ii) of sub-rule (2). The date from which this provision will come into force and the manner in which it will be implemented, shall be decided by the Controlling authority in consultation with the Commission.

14. Recruitment to Grade IV of the General Cadre—(1) 75 per cent of the vacancies in Grade IV of the General Cadre shall be filled by direct recruitment on the results of an open competitive examination held by the Commission for the purpose from time to time; and the remaining vacancies shall be filled by the appointment of persons included in the Select List for this Grade in the order of seniority in the Select List except when, for reasons to be recorded in writing a person is not considered fit for such appointment:

Provided that for a period of three years from the appointed day the quota for filling the vacancies by direct recruitment shall be 50 per cent.

(2) The Select List referred to in sub-rule (1) shall be made on the basis of merit from among the permanent employees of Grade V of the General Cadre who have rendered not less than five years of approved service in that Grade. The period of five years' service specified for promotion may be relaxed, in special circumstances by the Controlling authority in consultation with the Commission.

Provided that if any person appointed to such a Grade before the appointed day is considered for promotion to Grade IV of the General Cadre in accordance with the provisions of this sub-rule, all persons senior to him in that Grade shall also be considered, notwithstanding that they may not have rendered five years of approved service in that Grade.

15. Recruitment to Grade V of the General Cadre—All vacancies in Grade V of the General Cadre shall be filled by promotion on the basis of seniority subject to the rejection of the unfit, from persons included in Grade VI of the General Cadre, who have rendered not less than eight years of approved service in that Grade. The period of eight years specified for promotion may be relaxed, in special circumstances, by the Controlling authority in consultation with the Commission:

Provided that if any person appointed to such a Grade before the appointed day is considered for promotion to Grade V of the General Cadre, in accordance with the provision of this rule, all persons senior to him in that Grade shall also be considered, notwithstanding that they may not have rendered eight years of approved service in that Grade.

16. Recruitment to Grade VI of the General Cadre—(1) Vacancies in Grade VI shall be filled by direct recruitment on the basis of an open competitive examination to be held for the purpose by the Commission.

(2) The Controlling authority shall specify the number of vacancies in Grade VI to be filled on the results of the competitive examination referred to in sub-rule (1).

(3) Substantive appointments to substantive vacancies in the Grade other than those to be permanently filled in pursuance of any order made under sub-rule (2) shall, in the first instance, be made from among the temporary employees of the Grade who have either passed the typewriting test for Grade VI held by the Commission or have been specifically exempted therefrom by the Government and shall thereafter, if any vacancy is left unfilled, be made from among the remaining temporary employees of the Grade. The appointments shall in either case be made in the order of seniority of the temporary employees except when, for reasons to be recorded in writing, a person is not considered fit for substantive appointment in his turn.

(4) Notwithstanding anything contained in sub-rules (1) and (2), the Controlling authority may fill, in consultation with the Commission, not more than 5 per cent of the vacancies arising in a year in Grade VI in a manner otherwise than provided for in these rules.

17. Recruitment to Grade I of the Stenographers' Sub-Cadre.—Vacancies in Grade I of the Stenographers' Sub-Cadre shall be filled by promotion, on the basis of merit, of permanent employees of Grade II of the Stenographer's Sub-Cadre who have rendered not less than eight years of approved service in that Grade. The period of eight years specified for promotion may be relaxed, in special circumstances, by the Controlling authority in consultation with the Commission:

Provided that if any person appointed to such Grade before the appointed day is considered for promotion to Grade I of the Stenographers' Sub-Cadre in accordance with the provisions of this rule, all persons senior to him in that Grade shall also be considered, notwithstanding that they may not have rendered eight years of approved service in that Grade:

Provided further that employees of the Integrated Grades II and III of the General Cadre who may be actually working against the posts of Grade I of the Stenographers' Sub-Cadre on the appointed day shall be deemed to be borne on the authorised strength of Grade I of the Stenographers' Sub-Cadre. As and when they vacate these posts, the resultant vacancies shall be filled in the manner prescribed in the above rule.

18. Recruitment to Grade II of the Stenographers' Sub-Cadre.—Vacancies in Grade II of the Stenographers' Sub-Cadre shall be filled by direct recruitment on the basis of open competitive examination held for the purpose by the Commission.

19. Recruitment to posts of Cypher Assistants in the Cypher Sub-Cadre.—Recruitment to Grade II of the Cypher Sub-Cadre shall be made in the following manner:—

(i) Upto 25 per cent of the vacancies shall be filled by transfer from Grade IV employees of the General Cadre and Grade II employees of the Stenographers' Sub-Cadre, who hold any degree from a recognised university or possess any equivalent qualification, and who have rendered not less than two years' approved service in any of these Grades

(ii) The remaining vacancies shall be filled by a departmental examination to be conducted by the Controlling authority. All employees of Grade V and Grade VI of the General Cadre who hold any degree from a recognised university or possess any equivalent qualification, shall be eligible to appear at the examination subject to such regulations as may, from time to time, be made by the Controlling authority.

20. Qualifications, age etc. for persons appearing in the Open as well as Limited Competitive Examinations.—The competitive examinations referred to in sub-rules (1) and (2) of rule 13 and in rules 14, 16 and 18, shall be held and conducted in accordance with the regulations made from time to time by Government in consultation with the Commission.

CHAPTER III

FIXATION OF SENIORITY

21. General Provisions.—(1) Persons appointed to the Service at the initial constitution shall have the seniority already allotted to them at that time.

(2) Persons appointed to any Grade of the Service at the initial constitution shall be senior to persons appointed to that Grade at the maintenance stage.

(3) Persons appointed to the Service after the initial constitution and upto the appointed day shall have the seniority already assigned to them by the Controlling authority.

(4) Subject to the other provisions of this rule, persons promoted or recruited earlier on the basis of earlier selection or recruitment shall be senior to those promoted or recruited on the basis of subsequent selection or recruitment.

(5) Notwithstanding the provisions of sub-rules (3) and (4), permanent employees of each Grade shall be ranked senior to persons who are officiating in that Grade.

22. Seniority inter-se of direct recruits.—(1) The seniority inter-se of persons appointed on the results of a competitive examination held by the Commission shall be in accordance with the respective ranks obtained by them in such examination:

Provided that persons appointed as a result of an earlier examination will be senior to those appointed as a result of a subsequent examination.

(2) Notwithstanding the provisions of sub-rule (1), the seniority of persons recruited initially on a temporary basis and confirmed subsequently in an order different from the order of merit indicated at the time of appointment, shall follow the order of their confirmation and not the original order of merit.

23. Seniority *inter se* of officers promoted on the results of limited competitive examinations.—(1) The seniority *inter se* of persons appointed on the results of limited competitive examinations held by the Commission shall be in accordance with the respective ranks obtained by them in such examinations:

Provided that persons appointed as a result of an earlier examination shall be senior to those appointed as a result of a subsequent examination.

(2) Notwithstanding the provisions of sub-rule (1), the seniority of persons promoted initially on a temporary basis and confirmed subsequently in an order different from the order of merit indicated at the time of promotion, shall follow the order of confirmation and not the original order of merit.

24. Seniority *inter se* of officers promoted to a Grade on the recommendations of a Departmental Promotion Committee.—The seniority *inter se* of persons promoted on the basis of a panel drawn up by a duly constituted Departmental Promotion Committee shall be in the order laid down in that panel:

Provided that where persons promoted initially on a temporary basis are confirmed subsequently in an order different from the order of merit indicated at the time of their promotion, seniority shall follow the order of confirmation and not the original order of merit.

25. Seniority *inter se* of officers appointed to a Grade from different sources.—(1) *Integrated Grades II and III of the General Cadre.*—(i) Persons promoted from Grade IV of the General Cadre and Cypher Assistants of the Cypher Sub-Cadre shall be interspersed in the Integrated Grades II and III in the same proportion as the one in which they are drawn from their respective cadres as indicated in clause (i) of sub-rule (2) of rule 13.

Illustration.—If the ratio is six Grade IV employees of the General Cadre to one Cypher Assistant of the Cypher Sub-Cadre, the interspersing will be six of the former followed by one of the latter.

(ii) *A Grade I employee of the Stenographers' Sub-Cadre appointed to the Integrated Grades II & III of the General Cadre under sub-rule (4) of rule 13 shall, for the purpose of determining seniority in the latter Grade, be deemed to have been appointed to that Grade from the date on which he was, after selection, according to prescribed procedure, for such appointment on a long term basis, appointed to Grade I of the Stenographers' Sub-Cadre and his seniority in the Integrated Grades II and III of the General Cadre shall be determined as follows:—*

- (a) if he has been appointed substantively to that Grade under sub-rule (4) of rule 13, he shall be assigned seniority in that Grade below all permanent officers of the Grade appointed thereto, from the seniority quota in the Select List for the Integrated Grades II and III of the General Cadre, and having the same or greater length of approved service in that Grade.
- (b) if he has been appointed temporarily to the Integrated Grades II and III of the General Cadre under sub-rule (4) of rule 13, he shall be assigned seniority in that Grade below all temporary employees appointed to that Grade from the seniority quota of the Select List for the Integrated Grades II and III of the General Cadre and having the same or greater length of approved service in that Grade:

Provided that seniority *inter se* of such employees of Grade I of the Stenographers' Sub-Cadre in the Integrated Grades II and III of the General Cadre shall be in the order of their selection for appointment to the latter Grade, those selected earlier being senior to those selected later.

(iii) The relative seniority of (a) persons promoted by the Departmental Promotion Committee (b) persons promoted on the basis of limited competitive examination and (c) direct recruits, shall be determined according to the rotation of vacancies among these three categories in the order indicated above. The rotation shall be based on the quotas of vacancies reserved for promotion or recruitment respectively in these rules.

Illustration.—During the first five years from the appointed day, vacancies will be apportioned amongst departmental promotees, limited competitive examination promotees and direct recruits respectively in the following order:—

3, 1, 1; 3, 1, 1; 3, 1, 2. Thereafter the order shall be 3 departmental promotees; 1 limited competitive examination promotee and 2 direct recruits.

(2) *Grade IV of the General Cadre.*—The relative seniority of persons promoted in accordance with sub-rule (2) of rule 14 and persons directly recruited through the Commission in accordance with sub-rule (1) of rule 14 shall be determined according to rotation of vacancies among these two categories in the order indicated above. This rotation shall be based on the quotas of vacancies reserved for them i.e. one promotee followed by one direct recruit for the first three years from the appointed day, thereafter the rotation shall be one promotee followed by three direct recruits.

(3) *Grade VI of the General Cadre.*—Persons recruited to Grade VI under the provisions of sub-rule (4) of rule 16 shall have such *inter se* seniority as may be assigned to them by the Controlling authority in consultation with the Commission.

(4) *Cypher Assistants of Cypher Sub-Cadre.*—(i) The seniority *inter se* of transferees shall be so fixed that all persons transferred under clause (i) of rule 19 shall be allotted seniority from the dates they count their seniority in their respective parent Grades:

Provided that the relative seniority in the present grade of persons transferred from the same grade shall not be disturbed.

(ii) Persons appointed on the results of a Departmental Examination shall be allotted seniority from the date of publication of the results of the examination. The *inter se* seniority of such persons shall be according to the ranks obtained by them in that Examination.

CHAPTER IV

26. Probation and Training of direct recruits and Promotees.—(1) Every direct recruit shall initially be appointed on probation, the period of probation being two years from the date of appointment.

(2) Every person other than a direct recruit in all the Grades excepting Grade I of the General Cadre shall, when first appointed to a Grade, be on probation for a period of two years from the date of such appointment.

(3) The period of probation specified in sub-rules (1) and (2) may, if the appointing authority deems fit, be extended or curtailed in any case, but the total period of extension of probation shall not, save where it is necessary by reason of any departmental or legal proceedings pending against the officer, exceed one year.

(4) During probation, a member of the Service other than Grade I of the General Cadre may be required to undergo such training and to pass such tests as the Controlling authority may, from time to time, prescribe.

(5) When a probationer appointed to any Grade has passed the prescribed test and has completed his probation to the satisfaction of the Controlling authority, he shall be eligible for confirmation in that Grade. Until a probationer is confirmed under this sub-rule or is discharged or reverted under sub-rule (6), he shall continue to have the status of a probationer.

(6) (i) A probationer who has no lien on any post under the Central Government or any State Government shall be liable to be discharged from the Service at any time without notice if—

(a) on the basis of his performance or conduct during probation, he is considered unfit for further retention in the Service; or

(b) if on the receipt of any information relating to his nationality, age, health or antecedents, the Controlling authority is satisfied that he is ineligible or otherwise unfit for being a member of the Service;

(ii) A probationer who holds a lien on a post under the Central Government or any State Government may be reverted to such post at any time in any of the circumstances specified in clause (i);

(iii) A probationer who is not considered suitable for confirmation at the end of the period of probation prescribed in sub-rule (1) or at the end of the extended period of probation, if any, under sub-rule (3), shall be discharged or reverted in accordance with clause (i) or (ii), as the case may be;

(iv) A member of the Service on probation in any Grade who is not considered suitable for continuance in that Grade during or at the end of period of probation prescribed in sub-rule (2) or the extended period, if any, under sub-rule (3), shall be reverted to the next lower Grade.

CHAPTER V

MISCELLANEOUS

27. (1) A candidate for appointment to the Service or post shall be—

(a) a citizen of India, or

(b) a subject of Sikkim, or

(c) a person of Indian origin who has migrated from Pakistan with the intention of permanently settling in India;

Provided that a candidate belonging to category

(c) shall be a person in whose favour a certificate of eligibility has been given by the Government and the said certificate shall be valid only for a period of one year from the date of the appointment of such person, beyond which such person shall be retained in Service only if he has become a citizen of India.

(2) A candidate in whose case a certificate of eligibility is necessary, may be admitted to an examination or interview conducted by the Commission or other recruiting authority and he may also be provisionally appointed subject to the necessary certificate being given to him by the Government.

(3) No person who has more than one wife living or who having a spouse living, marries another woman which renders that marriage void by reason of its having taken place during the life time of his previous wife, shall be eligible for appointment to Service.

(4) No woman whose marriage is void by reason of her husband having a wife living at the time of her marriage to him or who has married a person who has a wife living at the time of her marriage to him, shall be eligible for appointment to the Service:

Provided that the Government may, if satisfied that there are special grounds for so ordering, exempt any person from the operation of this rule.

(5) No married woman shall be entitled as of right to be appointed to the Service.

28. **Other Conditions of Service.**—(1) The condition of service of the members of the Service in respect of matters for which no provision exists in these rules or for which no specific rules have been made separately, shall be the same as are applicable from time to time to officers of the Central Civil Services Classes I to III.

(2) Appointments to the Service made otherwise than by promotion shall be subject to orders regarding special representation in the Service for Scheduled Castes and Scheduled Tribes, issued by the Ministry of Home Affairs from time to time.

29. **Removal of difficulties and powers of the Controlling authority to act in special contingencies.**—The Controlling authority may, from time to time issue such general or special directions as may be necessary to remove difficulties in the operation of any of the provisions of these rules.

30. **Interpretation.**—If any question arises relating to the interpretation of these rules, the decision of the Government thereon shall be final.

SCHEDULE

Statement showing the authorised permanent strength of the Indian Foreign Service, branch 'B', on the appointed day.

Sl. No.	Cadre	Grade	No. of duty posts	No. of Leave Reserve posts	No. of Deputation Reserve posts	Total number of posts	Remarks
1	2	3	4	5	6	7	8
1	General Cadre	I	40	.	6	46	
		II and III	167	24	16	207	Erstwhile Grades II and III are now integrated.
		IV	540	60	55	655	
		V	54	..	2	56	
		VI	507	60	12	579	
2	Stenographers' Sub-Cadre.	I	40	6	..	46	Temporarily manned by officers of Integrated Grades II and III.
		II	220	28	12	260	Erstwhile Grades I and II merged and called Grade II.
3	Cypher Sub-Cadre.	I	10	10	
		II	77	77	

[No. 39 (GA)/64]

R. G. RAJWADE, Jt. Secy

MINISTRY OF HOME AFFAIRS

New Delhi, the 4th May 1964

G.S.R. 740.—Whereas it appears to the Central Government that the properties specified in the Schedule below, which are vested in the Treasurer of Charitable Endowments for Kutch should be vested in the Treasurer of Charitable Endowments for the State of Gujarat;

Now, therefore, in exercise of the powers conferred by section 12 of the Charitable Endowments Act, 1890 (6 of 1890), the Central Government hereby directs that the said properties shall be vested in the Treasurer of Charitable Endowments for the State of Gujarat.

THE SCHEDULE

1. Sheth Vallabhadas Karsandas Natha, Sanatorium for Tuberculosis—3% Conversion Loan of 1946 for Rs. 300,000/-.
2. Smith Kutch Seva Sangh Fund.
3. Rao Bahadur Saheb Shri Hariram Madhavji Machhar Fund—4% Bombay State Development Loan 1964 for Rs. 3,000/-.
4. Shah Tokershi Mulji Anglo Vernacular English School Trust at Bhujpur, Kutch—Ten Preference Shares Certificates aggregating to Rs. 3,000/- of five shares each of Rs. 100/-.

[No. F. 18/8/60-J. II.]

New Delhi, the 6th May 1964

G.S.R. 741.—Whereas it appears to the Central Government that the properties specified in the Schedule below which are vested in the Treasurer of Charitable Endowments for the State of Maharashtra should be vested in the Treasurer of Charitable Endowments for the State of Gujarat;

Now, therefore, in exercise of the powers conferred by section 12 of the Charitable Endowments Act, 1890 (6 of 1890), the Central Government hereby directs that the said properties shall be vested in the Treasurer of Charitable Endowments for the State of Gujarat.

THE SCHEDULE

1. Digwirsinhji Smarak Fund.
2. Hansa Shate Fund.

[No. F.16/1/63-J.II.]

B. SHUKLA, Dy. Secy.

CORRIGENDUM

New Delhi, the 8th May 1964

G.S.R. 742.—In the notification of the Government of India in the Ministry of Home Affairs No. G.S.R. 488, dated the 21st March, 1964 published in the Gazette of India, Part II, Section 3, Sub-section (i), dated the 28th March, 1964/Chaitra 8, 1886, at page 496, for "hereby direct", read "hereby directs".

[No. F.1/7/64-UTL.]

K. R. PRABHU, Dy. Secy.

COLLECTORATE OF CUSTOMS & CENTRAL EXCISE, COCHIN

CENTRAL EXCISE

Cochin, the 28th April 1964

G.S.R. 743.—In exercise of the powers conferred upon me by Rule 5 of the Central Excise Rules, 1944, I hereby empower the Central Excise Officer specified in column 2 of the sub-joined table to exercise within his jurisdiction, the powers of "Collector" under the Central Excise Rules enumerated in Column 1, thereof subject to the limitations set out in Column 3 of the said table.

TABLE

Central Excise Rules	Rank of Officer	Limitation, if any
1	2	3
12A	Assistant Collector of Central Excise.	Power to condone delays in presentation of rebate claims up to a period of 15 days after the expiry of the three months from the date of export.

[No. 2/64.]

M. RAMACHANDRAN, Collector.

MINISTRY OF TRANSPORT

(Transport Wing)

PORTS

New Delhi, the 30th April 1964

G.S.R. 744.—In exercise of the powers conferred by sub-section (1) of section 35 of the Indian Ports Act, 1908 (15 of 1908), the Central Government hereby makes the following rules further to amend the Port Rules for the Port of Vishakhapatnam, published with the notification of the Government of India in the late Department of Commerce No. 222-P&L/33(VI), dated the 30th September, 1933, namely:—

1. (1) These rules may be called the Port Rules for the Port of Vishakhapatnam (Amendment) Rules, 1964.

(2) They shall be deemed to have come into force on the 1st day of October, 1962.

2. In the Port Rules for the Port of Vishakhapatnam,—

(1) In rule 6, for item (iii), the following item shall be substituted, namely:—

“(iii) 14-ton Fixed Crane:—Rs. 35/- per hour or part thereof subject to a minimum charge as for 2 hours.

NOTE.—A surcharge of 33½% shall be levied for the work done during nights between 6 P.M. and 6 A.M. and also for work done during Sundays and declared holidays.”

(ii) for rule 7, the following rule shall be substituted, namely:—

“7. Fees for diving work carried out by the Port shall be levied as follows for each diving unit:

Nature of work	Fees for work in the inner harbour	Fees for work in the outer harbour and the roads
1	2	3
	Rs.	Rs.
(1) for salvage of goods for each shift of 4 hours or part thereof, whether the goods are recovered or not	45·00	90·00
2) for examination of ships bottom		
(a) ships drawing 22 feet and above	75·00	150·00
(b) ships drawing 18 feet and under 22 feet	60·00	120·00
(c) ships drawing 12 feet and under 18 feet	45·00	90·00
(d) ships drawing under 12 feet	36·00	72·00

NOTE.—(i) The fees mentioned in items (1) and (2) above shall be doubled in respect of work done on Sundays, holidays and during nights between 6 P.M. and 6 A.M.

(ii) The services of the diver in the outer harbour and in roads will only be provided when the conditions of the weather and sea are such as, in the opinion of the Deputy Conservator, whose decision in the matter shall be final, permit of the service being rendered without danger. If the Deputy Conservator considers that the attendance of a tug is necessary to ensure the safe conduct of diving operations, the charges specified in rule 8 for the use of Port tugs shall be levied in addition to the charges hereinbefore specified for the services of a diver.”

(iii) in Rule 10, for the portion beginning with the words "Fees for the use of the existing dry dock," and ending with the figures and words "937-50 per day", the following shall be substituted, namely:—

"Fees for the use of existing dry Dock shall be levied as follows:—

For the first day:	Rs. 1600 00
Second to fourteenth day inclusive:	Rs. 860.00 per day
Fifteenth day and after.	Rs. 1290.00 per day"

[No. 17-PG(22)/63.]

HARBANS SINGH, Under Secy.

MINISTRY OF INDUSTRY

New Delhi, the 4th May 1964

G.S.R. 745.—In exercise of the powers conferred by section 27 of the Khadi and Village Industries Commission Act, 1956 (61 of 1956), the Commission hereby makes, with the previous sanction of the Central Government, the following further amendment to Khadi and Village Industries Commission Employees (Conduct, Discipline and Appeal) Regulations, 1961, namely:—

In the said Regulation, for sub-regulation (3) of regulation 22, the following sub-regulation shall be substituted, namely:—

"(3) Without prejudice to the provisions of sub-regulations (1) and (2) the penalties referred to in regulation 21 and specified in Column 4 of the Schedule may be imposed by the authorities specified in the corresponding entry in column 3 thereof."

V. SUBRAMANIAN,

Chief Executive Officer,

Khadi & Village Industries Commission.

[No. 2(35)/63-KVI(A&E).]

P. SITARAMAN, Dy. Secy

MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

New Delhi, the 1st May, 1964

G.S.R. 746.—Whereas Sarvashri Rajendra Lal Tuli, B. Bhakthavathsalu Naidu and Y. A. Fazalbhoj have been duly elected to be members of the Board of Directors under clauses (d), (e) and (f) respectively, of sub-section (1) of section 7 of the Warehousing Corporations Act, 1962 (58 of 1962), by the concerned bodies and institutions referred to in the said clauses;

Now, therefore, in pursuance of the said section 7, the Central Government hereby directs that the following amendment shall be made in the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G.S.R. 465 dated the 16th March, 1963, namely:—

In the said notification, for the heading "Nominated by the Central Government under the proviso to section 7(1)" and for items (7), (8) and (9) and the entries relating thereto, the following headings, items and entries shall be substituted, namely:—

"Elected by scheduled banks other than the State Bank under section 7(1)(d)

(7) Shri Rajendra Lal Tuli, General Manager, Punjab National Bank Limited, Parliament Street, New Delhi.

Elected by cooperative societies under section 7(1)(e)

- (8) Shri B. Bhakthavathsalu Naidu, President, Cooperative Central Bank Limited, Vellore, North Arcot District, Madras State.

Elected by insurance companies etc. under section 7(1)(f)

- (9) Shri Y. A. Fazalbhoy, Grosvenore House, Peddar Road, Bombay-26."

[No. F. 26/52/62-SG.II.]

A. K. RAY, Dy. Secy.

(Department of Food)

New Delhi, the 11th May 1964

G.S.R. 747.—In exercise of the powers conferred by section 22 of the Rice-Milling Industry (Regulation) Act, 1958 (21 of 1958), the Central Government hereby makes the following rules further to amend the Rice-Milling Industry (Regulation and Licensing) Rules, 1959, the same having been previously published as required by sub-section (1) of the said section, namely:—

1. These rules may be called the Rice-Milling Industry (Regulation and Licensing) Amendment Rules, 1964.

2. In the Rice-Milling Industry (Regulation and Licensing) Rules, 1959—

- (i) for sub-rule (3) of rule 4, the following sub-rule shall be substituted, namely:—

"(3) The fee payable for a licence shall be Rs. 10/- and that for the renewal of a licence shall be Rs. 5/-";

- (ii) in rule 5, for the abbreviation and figures "Rs. 10/-", the abbreviation and figures "Rs. 15/-" shall be substituted.

[No. 209 (GENL) (13)/707/62-PY.II.]

C. BANERJI, Dy. Secy.

MINISTRY OF HEALTH

New Delhi, the 6th May 1964

G.S.R. 748.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules regulating the method of recruitment to the post of Technical Assistant (Stores) in the Directorate General of Health Services, namely:—

1. **Short title.**—These rules may be called the Directorate General of Health Services (Technical Assistant Stores) Recruitment Rules, 1964.

2. **Application.**—These rules shall apply to the post of Technical Assistant (Stores) specified in column 1 of the Schedule annexed hereto.

3. **Classification and scale of pay.**—The classification of the said post and the scale of pay attached to it shall be as specified in columns 2 and 3 of the said Schedule.

4. **Method of recruitment and other matters.**—The method of recruitment to the said post and other matters relating thereto shall be as specified in columns 4 to 8 of the aforesaid Schedule.

5. **Disqualification.**—(a) No person, who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the life-time of such spouse shall be eligible for appointment to the post, and

(b) no woman, whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has a wife living at the time of such marriage shall be eligible for appointment to the post.

Provided that the Central Government, if satisfied that there are special grounds for so ordering exempt any person from the operation of this rule.

SCHEDULE

Recruitment Rules for the post of Technical Assistant (Stores) in the Directorate General of Health Services

Name of Post	Classification	Scale of Pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of rectt. whether by direct rectt. by promotion or transfer & percentage of the vacancies to be filled by various methods	In case of rectt. by promotion transfer grades from which promotion to be made
1	2	3	4	5	6	7	8	9	10
Technical Assistant (Stores)	General Central Service Class III—Non-Gazetted Non-Ministerial.	Rs. 210—10—290 —15—320— EB—15—425	..	20—25 years	1. <i>Essential</i> (i) B.Sc. (ii) At least five years experience of handling of stores.	Does not arise	Two years	By deputation of Upper Division Clerk working in the Ministry of Health/Directorate General of Health Services and Medical Stores Organisations who possess experience of handling or accounting stores.	..

[No. F.38-54/63-Estt.(P).]

K. SATYANARAYANA, Under Secy

MINISTRY OF COMMUNITY DEVELOPMENT AND COOPERATION

(Department of Community Development)

New Delhi, the 7th May 1964

G.S.R. 749.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules regulating the method of recruitment to the post of Director (Industries) in the Department of Community Development under the Ministry of Community Development and Cooperation, namely :—

1. **Short title.**—These rules may be called the Ministry of Community Development and Cooperation [Director (Industries)] Recruitment Rules, 1964.

2. **Application.**—These rules shall apply for recruitment to the post specified in column 1 of the Schedule annexed hereto.

3. **Number, Classification and Scale of pay.**—The number of posts, its classification and the pay attached to it shall be as specified in columns 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.**—The method of recruitment, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the Schedule aforesaid:

Provided that the maximum age limit specified in column 6 of the Schedule may be relaxed in the case of Scheduled Castes, Scheduled Tribes or other special categories persons in accordance with the orders of the Government of India issued from time to time.

5. **Disqualification.**—(1) No male candidate, who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by reasons of its taking place during the life-time of such spouse, shall be eligible for appointment to post; and

(2) no female candidate, whose marriage is void by reason of her husband having a wife living at the time of such marriage, or who has married a person who has a wife living at the time of such marriage, shall be eligible for appointment to the post :

Provided that the Central Government may, if satisfied that there are special grounds for so ordering, exempt any person from the operation of this rule.

Recruitment Rules for the post of Director (Industries) in the Ministry of Community and Cooperation (Department of Community Development)

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotee	Period of probation if any	Method of rectt. whether by direct rectt. or by promotion or transfer & percentage of the vacancies to be filled by various methods	In case of rectt. by promotion/transfer, grades from which promotion to be made	If a DPC exists what is its composition	Circumstances in which the UPSC is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
Director (Industries)	One	General Central Service Class I, Gazetted.	Rs. 1100— 50—1400.	Selection	Below 45 years	Essential : (i) Degree of a recognised University. (ii) About 10 years' experience in responsible capacity in the field of Small Scale and Cottage Industries. (iii) Association with the programme of Khadi and Village Industries Commission or other All-India Boards for development of Cottage Industries.	Not applicable	Two years	By promotion, failing which by transfer, failing which by direct recruitment	Promotion Deputy Director (Industries) with about 3 years' service in the grade. Transfer Of an Officer holding an analogous post under the Central/State Government.	Class I Departmental Promotion Committee	As required under the rules.

1	2	3	4	5	6	7	8	9	10	11	12	13
						(iv) Some experience of Community Development work specially in the field of Small Scale and Cottage Industries. Qualifications relaxable at Commission's discretion in the case of candidates otherwise well-qualified).						

[No. F. 20/8/63-Admn.]

T. R. CHOPRA), Under Secy.

MINISTRY OF INFORMATION AND BROADCASTING

New Delhi, the 29th April 1964

G.S.R. 750.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules further to amend the Films Division (Recruitment to Class III and Class IV posts) Rules, 1959, namely:—

1. These rules may be called the Films Division (Recruitment to Class III and Class IV posts) Second Amendment Rules, 1964.

2. In the Schedule to the Films Division (Recruitment to Class III and Class IV posts) Rules, 1959, in the Annexure, for paragraph 3, the following paragraph shall be substituted, namely:—

“3(i) Appointments made to the posts of Accountant and Head Clerk after 21st September, 1959 are provisional and these posts will be filled on the result of the examination and the present incumbents will have to revert, if they fail to pass the prescribed examination.

(ii) Persons who were appointed to the posts of Accountant or Head Clerk prior to 21st September, 1959 and to the posts of Technical Assistant prior to 19th October, 1962 shall not be required to pass the departmental examination.”

[No. 4/10/59-F(A)-FDRR/29.]

D. R. KHANNA, Under Secy.

MINISTRY OF LABOUR AND EMPLOYMENT

(Directorate General of Employment & Training)

New Delhi, the 5th May 1964

G.S.R. 751.—In exercise of the powers conferred by sub-section (1) of section 37 of the Apprentices Act, 1961 (52 of 1961), and after consulting the Central Apprenticeship Council, the Central Government hereby makes the following rules further to amend the Apprenticeship Rules, 1962, namely:—

(1) These rules may be called the Apprenticeship (Second Amendment) Rules, 1964.

(2) In the Apprenticeship Rules, 1962, in rule 7, sub-rule (1) the following sub-rule shall be substituted, namely:—

“(1) The minimum rate of stipend payable to an apprentice shall be as follows:—

During the first six months of training	. Rs. 25 per month
During the next six months of training	. Rs. 40 per month
During the second year of training	. Rs. 50 per month
During the third year of training	. Rs. 60 per month
During the fourth year of training	. Amount equal to wages as skilled workers paid by the employer to a person who has completed 3 years' apprenticeship in a designated trade or Rs. 80 per month whichever is higher.

[No. 91(1)/62-ES.]

G. JAGANNATHAN, Under Secy.